IT IS SO ORDERED:

David N. Hurd

United States District Judg

Dated:

March 10, 2016

Utica, NY

NORTHERN DISTRICT OF NEW YORK

UNITED STATES DISTRICT COURT

OUDERKIRK RTP, INC.,

Plaintiff,

-against-

PETER L. ARNOS AND EDNAMAE ARNOS, FASHION CARE LAUNDRY & DRY CLEANERS INC., HYUN SHIK CHUN and NEW FASHION CARE LAUNDRY & DRY CLEANERS, INC., STIPULATION OF DISCONTINUANCE

> Civil Action No.: 1:14-ev-00767

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to have appeared in the above entitled actions, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of these actions, the above entitled action together with all cross-claims and counterclaims be, and the same hereby is discontinued, without prejudice, and without costs to any party as against any other. It is expressly understood that in the event this action is re-commenced, no party shall be entitled to the costs associated with this action. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: March 1, 2016

David C. Rowley, Esq. Bar Roll No. 103500

Cooper Erving & Savage LLP

Attorneys for Plaintfiff

39 North Pearl Street

Albany, New York 12207

Dale Desnoyers, Esq

Bar Roll No.: 24

Allen & Desnoyers LLP Attorneys for Defendants

Hyun Shik Chun and New Fashion Care

Laundry & Dry Cleaners, Inc.

90 State Street, Suite 1009

Albany, NY 12207

Michael G. Sterthous, Esq.

Bar Roll No.: 507151

Whiteman Osterman & Hanna LLP

Attorneys for Defendants Peter L. Arnos and

Ednamae Arnos, Fashion Care Laundry & Dry

Cleaners Inc.,

One Commerce Plaza Albany, NY 12260

229046